

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301  
Indianapolis, IN 46204  
(317) 233-0696  
<http://www.in.gov/legislative>

**FISCAL IMPACT STATEMENT**

**LS 6744**

**BILL NUMBER:** SB 198

**NOTE PREPARED:** Jan 14, 2008

**BILL AMENDED:** Jan 14, 2008

**SUBJECT:** Towing and Storage of Abandoned Vehicles.

**FIRST AUTHOR:** Sen. Paul

**FIRST SPONSOR:**

**BILL STATUS:** CR Adopted - 1<sup>st</sup> House

**FUNDS AFFECTED:** ☒ **GENERAL**  
**DEDICATED**  
**FEDERAL**

**IMPACT:** State

**Summary of Legislation:** This bill:

- (1) Provides that "abandoned vehicle" (vehicle) includes a motor vehicle that is: (A) ordered to be towed or transported from a highway, street, or adjacent area of a highway or street by a law enforcement officer or from private property by the owner, lessee, or manager of the property; or (B) towed or transported by a towing service in an arrangement made by a law enforcement officer or law enforcement agency with the towing service;
- (2) Requires the Attorney General to adopt rules concerning rates and charges allowed to be charged by a towing service for the cost of the services related to the removal, storage, and disposal of a vehicle, and requires a towing service to post the allowable charges on its premises;
- (3) Sets certain requirements for notification by a towing service to an owner or lienholder of a vehicle concerning the towing or storage of the vehicle;
- (4) Provides that a person who has been charged more than the allowable charges in connection with the removal, storage, or disposal of an abandoned vehicle may bring an action for recovery of the excess charges; and
- (5) Requires a vehicle or parts to be released if a properly identified person who owns or holds a lien on a vehicle pays the amount that would be owed against the vehicle or parts under the rates and charges for services established by the Attorney General.

**Effective Date:** Upon passage; July 1, 2008.

**Explanation of State Expenditures:** (2) Requiring the Attorney General to adopt rules will have no fiscal impact and will be handled under current rule-making procedures. The fund affected is the state General

Fund.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:**. Attorney General.

**Local Agencies Affected:**

**Information Sources:**

**Fiscal Analyst:** James Sperlik, 317-232-9866.